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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 JOHN R. JORDAN,

11 Plaintiff,

No. CIV S-03-1820 LKK KJM P

12 vs.

13 CAL. A TERHUNE, et al.,

14 Defendants.

ORDER

15 _____/
16 On December 8, 2005, the Magistrate Judge filed an order finding service of
17 plaintiff's amended complaint appropriate for some, but not all, of the defendants listed in that
18 document.

19 On December 28, 2005, plaintiff filed an interlocutory appeal of that order.

20 On January 5, 2006, plaintiff filed objections to the order of December 8, 2005.

21 On February 28, 2006, the Court of Appeal entered judgment dismissing the
22 appeal.

23 On March 30, 2006, plaintiff filed objections to the order of December 8, 2005.

24 On April 24, 2006, this court denied plaintiff's January 5 and March 30, 2006
25 objections as untimely.

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1 On May 19, 2006, plaintiff filed a motion for reconsideration of the December 8,
2 2005 order.

3 On July 12, 2006, plaintiff filed another motion for reconsideration of the
4 December 8, 2005 order.

5 On August 23, 2006, this court denied plaintiff's May 19, 2006 motion.


6 On September 5, 2006, plaintiff filed an interlocutory appeal of the August 23,
7 2006 order.

8 On October 19, 2006, the Court of Appeal dismissed plaintiff's second
9 interlocutory appeal for lack of jurisdiction.

10 Once again, plaintiff's July 12, 2006 motion for reconsideration is untimely.
11 Even if it were timely, however, the request would be denied on the merits. Pursuant to Local
12 Rule 72-303(f), a magistrate judge's orders shall be upheld unless "clearly erroneous or contrary
13 to law." Upon review of the entire file, the court finds that it does not appear that the magistrate
14 judge's ruling was clearly erroneous or contrary to law.

15 Therefore, IT IS HEREBY ORDERED that, upon reconsideration, this court's
16 order of December 8, 2005 is affirmed. No further requests for reconsideration of this order will
17 be entertained.

18 DATED: December 11, 2006.

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22 LAWRENCE K. KARLTON
23 SENIOR JUDGE
24 UNITED STATES DISTRICT COURT
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